

**Minutes of the  
Bountiful City Council Meeting  
City Council Chambers  
February 24, 2009 - 6:00 p.m.**

Present:	Mayor Pro Tempore:	Thomas Tolman
	Council Members:	Beth Holbrook and John Marc Knight,
	City Manager:	Tom Hardy
	City Attorney:	Russell Mahan
	City Engineer:	Paul Rowland
	Admin. Services Director:	Galen Rasmussen
	Planning Director:	Aric Jensen
	Department Reps:	Tom Ross, Police
		Basil Ryan, Golf Course Superintendent
		Mark Athay, Power
		Jay Christensen, Power
		Alan Farnes, Power
		Brent Thomas, Power
	Recording Secretary	Nancy Lawrence
Excused:	Mayor:	Joe L. Johnson
	Councilmen:	R. Fred Moss
		Scott Myers

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune.

Mayor Pro-tem Tolman called the meeting to order at 6:00 p.m, following which Ben Fowler (visiting Boy Scout from Troop 776) led the pledge of allegiance to the flag. Mr. Hardy offered the prayer/thought.

**APPROVAL OF MINUTES**

Minutes of the City Council meeting held January 27, 2009 were presented and unanimously approved as written on a motion made by Councilman Knight and seconded by Councilwoman Holbrook. Councilpersons Holbrook, Knight and Tolman voted "aye".

**EXPENDITURES AND EXPENSES APPROVED**

Mayor Pro-tem Tolman presented the Report of Expenditures and Expenses Greater than \$1,000 for the following periods, with respective totals: January 29 - February 4, 2009 (\$324,377.69); February 5 - 11, 2009 (\$377,131.23); and the Summary for January 2009 totaling \$4,888,961.74. Councilman Knight motioned to accept the expenditure reports, as presented. Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight and Tolman voted "aye".

1 **YOUTH COUNCIL REPORT**

2 Councilman Knight introduced Hannah Broom (Special Projects Officer) who reported  
3 on Youth Council activities and upcoming events. Ms. Broom reported that 19 members of the  
4 Youth Council will be attending the Youth Leadership Conference at Utah State University  
5 March 12<sup>th</sup>. Along with fun activities, the group will do a presentation on how to conduct an  
6 effective meeting. Ms. Broom noted that the Bountiful Youth Council practices effective  
7 meeting procedures at every meeting. The Youth Council is also preparing for the annual Bunny  
8 Hop which will be held March 28<sup>th</sup> at the Bountiful City Park. Applications for next year's  
9 Youth Council are currently available via a link from the Bountiful City web page. Kent  
10 Williams (Youth Council Treasurer) was also in attendance and commented on the activities of  
11 the group. He noted that the group participated in the Day with the Legislature which was very  
12 interesting.  
13

14 Councilwoman Holbrook asked about the proposed service project that the Bountiful  
15 Youth Council had submitted. Councilman Knight responded that the project submitted by  
16 Bountiful was not chosen, but the group will do a project on their own.  
17

18 **APPROVAL GIVEN TO PURCHASE NEW MOWER**  
19 **FOR GOLF COURSE**

20 Basil Ryan, Golf Course superintendent, reported that bids were received for a new rough  
21 mower to replace a 1996 Toro 455 D unit. Five bids were received and it is the recommendation  
22 of staff to accept the lowest qualifying bid from Rocky Mountain Turn in the amount of  
23 \$41,458.00. The amount budgeted was \$45,000.00. Councilwoman Holbrook made a motion to  
24 award the bid to Rocky Mountain Turf, as recommended. Councilman Knight seconded the  
25 motion and voting was unanimous. Councilpersons Holbrook, Knight and Tolman voted "aye".  
26 In response to a question from the Council, Mr. Ryan stated that the old mower will be kept for  
27 replacement parts for a "twin" mower still being used.  
28

29 **PURCHASE OF S AND C SWITCHGEAR APPROVED -**  
30 **POWER DEPARTMENT**

31 Jay Christensen, Power Department accountant, reported that three bids were received for  
32 a 15 KV live front switchgear to replace one that was taken out of inventory on January 12 when  
33 a system failure occurred. It is the recommendation of staff and the Power Commission that the  
34 low bid from HD Supply in the amount of \$16,000 be approved. Delivery time is 4 - 6 weeks.  
35 Councilwoman Holbrook motioned to award the bid as recommended. Councilman Knight  
36 seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight and Tolman  
37 voted "aye".  
38

39 **JBR ENVIRONMENTAL CONSULTANTS, INC. APPROVED**  
40 **TO PROVIDE ENGINEERING SERVICES FOR POWER**  
41 **PLANT UPGRADE**

42 Mr. Farnes, Generation Superintendent, reported that JBR Environmental Consultants,  
43 Inc. (JBR) was hired by the Power Department last year to evaluate options related to the  
44 proposed upgrade of the existing power plant in Bountiful. JBR presented an Air Quality  
45 Strategy report to the Power Commission and their continued service is being requested to assist

1 with Air Permitting Assistance Services required for obtaining an Air Quality Permit. He  
2 reviewed the three Phases of the project which have been identified and for which engineering  
3 services are required. Phase I has been completed and paid for. It is the recommendation of staff  
4 and the Power Commission that JBR be retained for Phase II at a cost not to exceed \$18,000 and  
5 for Phase III at a cost not to exceed \$9,000 (contingent on positive results from Phase II).  
6 Following discussion about the proposed project (in which five of the existing diesel/natural gas  
7 internal combustion engine/generator units will be replaced with two natural gas  
8 turbine/generator units), and the function of the plant, Councilman Knight made a motion to  
9 approve the services of JBR as presented. Councilwoman Holbrook seconded the motion which  
10 carried unanimously. Councilpersons Holbrook, Knight and Tolman voted "aye".  
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#### 12 **NET METERING POLICY APPROVED - POWER DEPT.**

13 Mr. Athay (Power Department Engineer) explained that net metering is the process where  
14 customers are billed on their net electrical energy usage, which is the difference between their  
15 electrical consumption and their electrical generation. This requires a special meter which is  
16 allowed to run backwards during periods of excess generation, and run forwards when the  
17 customer generation is insufficient for their needs. This process will be used by customers who  
18 have solar panels, and a policy and installation standard have been created to guide the customers  
19 through the process to install a photovoltaic power system on their premises. Bountiful currently  
20 has one customer who is approaching being ready to use this type of system. Mr. Athay reviewed  
21 the proposed rates that would be charged to the customer in the new Electric Rate Schedule No. 2  
22 - Commercial Service. This matter was reviewed by the Power Commission and it is their  
23 recommendation, together with staff, that the new net metering rate schedule be adopted.  
24 Councilwoman Holbrook motioned for approval, as explained. Councilman Knight seconded the  
25 motion and voting was unanimous. Councilpersons Holbrook, Knight and Tolman voted "aye".  
26

#### 27 **RES. NO. 2009-02 ADOPTED RE: AMENDED** 28 **POWER RATES - SMALL COMMERCIAL CUSTOMERS**

29 Mr. Hardy reviewed that new power rates were adopted in July, 2009 with the intent that  
30 an overall revenue increase of ten percent would be achieved. In the process of setting the rates,  
31 an unintended consequence was that the small commercial rate adjustment resulted in increases  
32 larger than 10 percent. Following a number of calls from concerned customers, this matter has  
33 been reviewed by staff and the Power Commission and it is their recommendation that the Small  
34 Commercial Rate schedule be adjusted. He reviewed a summary of the proposed changes, noting  
35 that it will result in a loss of revenue to the City of approximately \$200,000. However, he noted  
36 that the disproportionate increase which occurred with Small Commercial customers was not  
37 intended and adjusting the rate schedule is the right thing to do. Following discussion,  
38 Councilman Knight made a motion to approve the rate schedule adjustment and to adopt  
39 Resolution No. 2009-02 entitled A RESOLUTION AMENDING ELECTRIC SERVICE RATES  
40 ESTABLISHED IN BOUNTIFUL CITY LIGHT & POWER ELECTRIC RATE SCHEDULE NO. 2 FOR  
41 COMMERCIAL SERVICE. Councilwoman Holbrook seconded the motion and voting was  
42 unanimous. Councilpersons Holbrook, Knight and Tolman voted "aye".  
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#### 44 **ANIMAL CONTROL AGREEMENT WITH DAVIS** 45 **COUNTY RENEWED FOR FIVE YEARS**

46 Mr. Hardy reviewed that Bountiful City has contracted with Davis County to provide  
47 Animal Care and Control services for the past 25 years. The County has provided a very good

1 service, and is more cost effective than if the City attempted to provide these same services. He  
2 explained that the proposed 5-year contract with Davis County provides for payment based on  
3 number of calls for service. All other provisions of the proposed contract are identical to the  
4 previous contract and provide for annual renewals and a 6-month notice to terminate. In addition  
5 to household pets, calls for wildlife (such as raccoons) are included in the number of calls  
6 assessed. Mr. Hardy stated that the services of the County Animal Control department are  
7 excellent and it is the recommendation of staff to continue with this contract. Councilwoman  
8 Holbrook made a motion to approve the Interlocal Cooperative Agreement between Davis  
9 County and Bountiful City for Animal Control services for five years, renewed annually.  
10 Councilman Knight seconded the motion and voting was unanimous. Councilpersons  
11 Holbrook, Knight and Tolman voted "aye".  
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13 **FENCE LINE AGREEMENT APPROVED - NORTH**  
14 **SIDE OF CEMETERY**

15 Mr. Hardy reported that a survey of the property owned by John Van Demerwe, north of  
16 the children's section of the cemetery, shows a discrepancy between the Van Demerwe property  
17 deed and the actual fences and uses of the ground. All of the surrounding properties are fully  
18 fenced and improved with the Van Demerwe property being the only unimproved piece. Mr.  
19 Van Demerwe has requested that the City Council approve a Quit Claim deed to help resolve the  
20 discrepancy and establish the fences as the property lines. This matter has been reviewed by staff  
21 and comes with a recommendation for approval. After a brief discussion, Councilwoman  
22 Holbrook made a motion to approve the Quit Claim Deed and authorize the Mayor Pro Tempore  
23 to sign it. Councilman Knight seconded the motion which carried unanimously. Councilpersons  
24 Holbrook, Knight and Tolman voted "aye".  
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26 **COUNCIL COMMITTEE REPORTS** - None  
27

28 **OTHER**

29 A citizen in attendance (owner of a commercial property) asked for clarification of the  
30 small commercial rate schedule. Mr. Hardy indicated that commercial customer accounts will be  
31 reviewed annually to determine which rate schedule should be applied to their account.  
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33 The meeting adjourned at 6:47 p.m. on a motion made by Councilwoman Holbrook and  
34 seconded by Councilman Knight. Voting was unanimous with Councilpersons Holbrook, Knight  
35 and Tolman voting "aye".  
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THOMAS TOLMAN, Mayor Pro Tempore  
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44 KIM J. COLEMAN, City Recorder  
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